

UNITED STATES DISTRICT COURT

Eastern District of Washington

UNITED STATES OF AMERICA

v.

JOHN E. ANDREWS

Judgment in a Criminal Case
(For a Petty Offense)

Case No. CR-08-2058-JPH

USM No. NA

Kelly A. Canary

Defendant's Attorney

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

AUG 22 2008

JAMES R. LARSEN, CLERK
DEPUTY
CLERK, WASHINGTON

THE DEFENDANT:

☒ THE DEFENDANT pleaded ☒ guilty ☐ nolo contendere to count(s) 1☐ THE DEFENDANT was found guilty on count(s) _____

The defendant is adjudicated guilty of these offenses:

| Title & Section | Nature of Offense | Offense Ended | Count |
|-----------------|------------------------------|---------------|-------|
| 18 USC 641 | Theft of Government Property | 06/13/2005 | 1 |

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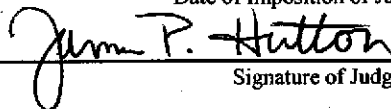
The defendant is sentenced as provided in pages 2 through 4 of this judgment.☐ THE DEFENDANT was found not guilty on count(s) _____☒ Count(s) 2 ☒ is ☐ are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

Last Four Digits of Defendant's Soc. Sec. No.: 9210Defendant's Year of Birth: 1984City and State of Defendant's Residence:
Zillah, WA

08/22/2008

Date of Imposition of Judgment



Signature of Judge

James P. Hutton

Magistrate Judge, U.S. District Court

Name and Title of Judge

8/22/08

Date

DEFENDANT: JOHN E. ANDREWS

CASE NUMBER: CR-08-2058-JPH

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

| | <u>Assessment</u> | <u>Fine</u> | <u>Restitution</u> |
|---------------|-------------------|-------------|--------------------|
| TOTALS | \$25.00 | \$500.00 | \$0.00 |

☐ The determination of restitution is deferred until _____. An *Amended Judgment in a Criminal Case* (AO 245C) will be entered after such determination.

☐ The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

| <u>Name of Payee</u> | <u>Total Loss*</u> | <u>Restitution Ordered</u> | <u>Priority or Percentage</u> |
|----------------------|--------------------|----------------------------|-------------------------------|
|----------------------|--------------------|----------------------------|-------------------------------|

| | | | | |
|---------------|----|-------------|----|-------------|
| TOTALS | \$ | <u>0.00</u> | \$ | <u>0.00</u> |
|---------------|----|-------------|----|-------------|

☒ Restitution amount ordered pursuant to plea agreement \$ 0.00

☐ The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).

☒ The court determined that the defendant does not have the ability to pay interest and it is ordered that:

☒ the interest requirement is waived for the ☒ fine ☐ restitution.

☐ the interest requirement for the ☐ fine ☐ restitution is modified as follows:

* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

DEFENDANT: JOHN E. ANDREWS
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Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties are due as follows:

- A ☐ Lump sum payment of \$ _____ due immediately, balance due
☐ not later than _____, or
☐ in accordance with ☐ C, ☐ D, ☐ E, or ☐ F below); or
- B ☒ Payment to begin immediately (may be combined with ☐ C, ☐ D, or ☒ F below); or
- C ☐ Payment in equal _____ (e.g., weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after the date of this judgment; or
- D ☐ Payment in equal _____ (e.g., weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E ☐ Payment during the term of probation will commence within _____ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F ☒ Special instructions regarding the payment of criminal monetary penalties:

The Defendant shall pay \$100.00 per month until the total criminal monetary penalties are paid. The first payment is due October 1, 2008.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during the period of imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

- ☐ Joint and Several

Defendant and Co-Defendant Names, Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and corresponding payee, if appropriate.

- ☐ The defendant shall pay the cost of prosecution.
- ☐ The defendant shall pay the following court cost(s):
- ☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.

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PROBATION

The defendant is hereby sentenced to probation for a term of:
1 year.

MANDATORY CONDITIONS OF PROBATION

1. The Defendant not commit another federal, state or local crime.
2. The Defendant shall not unlawfully possess a controlled substance.
3. The Defendant shall pay the assessment imposed in accordance with section 3013.
4. The Defendant shall notify the Court of any material change in the Defendant's economic circumstances that might affect the Defendant's ability to pay fines or special assessments imposed.

SPECIAL CONDITIONS OF PROBATION

1. The Defendant shall complete 60 community service hours within one year.
2. The Defendant shall regularly report, for purposes of monitoring compliance with community service hours imposed.
3. The Defendant shall not be required to report upon completion of his community service hours.